

House Study Bill 248

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1 1 HOUSE CONCURRENT RESOLUTION NO. ____
1 2 BY (PROPOSED COMMITTEE ON JUDICIARY RESOLUTION
1 3 BY CHAIRPERSON PAULSEN)
1 4 A Concurrent Resolution requesting the establishment
1 5 of an interim study committee by the legislative
1 6 council to conduct a study of issues related to the
1 7 costs of professional liability insurance for health
1 8 care providers in Iowa.
1 9 WHEREAS, medical malpractice insurance covers
1 10 health care providers and health care facilities for
1 11 liability claims arising from the examination, care,
1 12 and treatment of health care patients; and
1 13 WHEREAS, the cost of medical malpractice insurance
1 14 has increased, precipitated in part by the growing
1 15 size of the claims filed and the reduced supply of
1 16 available insurers; NOW THEREFORE,
1 17 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE
1 18 SENATE CONCURRING, That the legislative council is
1 19 requested to establish a medical malpractice insurance
1 20 interim committee. The purpose of the interim
1 21 committee shall be to provide regulatory agencies and
1 22 the general assembly with possible solutions to
1 23 alleviate problems regarding the availability and
1 24 affordability of medical malpractice insurance in
1 25 Iowa. The interim committee may consider, but not be
1 26 limited to considering, a broad range of factors
1 27 affecting the availability and affordability of
1 28 medical malpractice insurance in Iowa, including the
1 29 premium amounts charged by medical malpractice
1 30 insurers, the type of damages awarded in medical
2 1 malpractice actions, insurance regulatory
2 2 requirements, and applicable state and federal law.
2 3 BE IT FURTHER RESOLVED, That the legislative
2 4 council shall select the members of the committee,
2 5 which shall include representatives of medical
2 6 malpractice insurers, health care professionals and
2 7 health care facilities that purchase medical
2 8 malpractice insurance, attorneys that represent
2 9 plaintiffs in medical malpractice actions, attorneys
2 10 that represent defendants in medical malpractice
2 11 actions, and any other parties or experts as deemed
2 12 appropriate by the legislative council; and
2 13 BE IT FURTHER RESOLVED, That the interim committee
2 14 shall submit a report to the general assembly on or
2 15 before January 15, 2006, regarding the committee's
2 16 findings and recommended solutions, including proposed
2 17 legislation, to make medical malpractice insurance
2 18 more available and more affordable in Iowa.
2 19 LSB 3030HC 81
2 20 rh:rj/sh/8